

6 Attorneys for Defendants Rackable Systems, Inc.,
7 Thomas K. Barton, Madhu Ranganathan and Todd
R. Ford

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

OAKLAND DIVISION

IN RE RACKABLE SYSTEMS, INC.
SECURITIES LITIGATION

THIS DOCUMENT RELATES TO:
ALL ACTIONS.

) Case No. C-09-0222-CW
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WHEREAS, on June 15, 2009, Lead Plaintiffs filed the Amended Complaint for Violations of the Federal Securities Laws (“Amended Complaint”);

WHEREAS, on August 4, 2009, the Court entered an order setting a briefing schedule for Defendants' motion to dismiss the Amended Complaint;

WHEREAS, Defendants filed their Motion to Dismiss the Amended Complaint for Violations of the Federal Securities Laws (“Motion to Dismiss”) on August 13, 2009;

WHEREAS, Lead Plaintiffs filed their Opposition to Defendants' Motion to Dismiss on September 14, 2009;

WHEREAS, pursuant to a stipulation by the parties, the Court previously entered an order extending the deadline for Defendants' reply brief in support of the Motion to Dismiss to October 21, 2009 and setting the hearing on Defendants' Motion to Dismiss for November 19, 2009 at 2 p.m.;

WHEREAS, the parties have met and conferred regarding the briefing schedule for Defendants' reply brief in support of the Motion to Dismiss;

WHEREAS, the parties have agreed to a further extension of the deadline for Defendants' reply brief which does not require any change to the hearing on the Motion to Dismiss; and

NOW, THEREFORE, the undersigned parties hereby stipulate and agree, and respectfully request that the Court enter an order, as follows:

1. Defendants shall file their reply brief on or before October 30, 2009.

IT IS SO STIPULATED.

O'MELVENY & MYERS LLP

Dated: October 20, 2009

By: _____ /s/
Meredith N. Landy

Attorneys for Defendants Rackable Systems, Inc., Thomas K. Barton, Madhu Ranganathan and Todd R. Ford

1 GLANCY BINKOW & GOLDBERG LLP
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4 Dated: October 20, 2009
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By: _____/s/

Lionel Z. Glancy
Michael Goldberg

6 Attorneys for Lead Plaintiffs
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I, Meredith N. Landy, am the ECF User whose ID and password are being used to file this
9
10 Stipulation and [Proposed] Order Regarding Scheduling Matters. In compliance with General
Order 45, X.B., I hereby attest that Lionel Z. Glancy has concurred in this filing.
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12 By: _____/s/

13 Meredith N. Landy
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O R D E R

16 PURSUANT TO STIPULATION, IT IS SO ORDERED.
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DATED October 21, 2009



18 The Honorable Claudia Wilken
United States District Judge
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